

COUNTY COUNCIL
OF
HARFORD COUNTY, MARYLAND

BILL NO. 82-66Council President Hardwicke at
the request of the County Executive

Introduced by _____

Legislative Day No. 82-28Date August 17, 1982

AN EMERGENCY ACT to provide for a seven percent (7%) annual rate of interest on escrow funds held by Harford County for certain property owners in the Fairmont Subdivision Sewer Project No. 6132 from January 1, 1980 through June 30, 1982; and to further provide that the interest accumulated, after deducting the amount of the July 1, 1982 annual benefit assessment bill, be refunded to the property owners.

By the Council, August 17, 1982

Introduced, read first time, ordered posted and public hearing scheduled

on: September 21, 1982at: 6:00 P.M.By Order: Angela Markowski, Secretary

PUBLIC HEARING

Having been posted and notice of time and place of hearing and title of Bill having been published according to the Charter, a public hearing was held on September 21, 1982 and concluded on September 21, 1982.

Angela Markowski, Secretary

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW. [Brackets] indicate matter deleted from existing law. Underlining indicates language added to Bill by amendment. Language lined through indicates matter stricken out of Bill by amendment.

BILL NO. 82-66

200 3 MAY 84

1 WHEREAS, the Harford County Council established the
2 assessment basis and annual assessment for the Fairmont subdivision
3 in the Third Election District of Harford County, Maryland, under
4 Sewer Project No. 6132; and

5 WHEREAS, the Harford County Council established the
6 assessment basis and annual assessment of the Bel Air Suburban,
7 Homeland, and Worthington Heights subdivisions under Sewer Project
8 No. 6133; and

9 WHEREAS, Bill Nos. 76-60 and 77-1 set forth a separate
10 assessment basis for each sewer project; and

11 WHEREAS, on June 12, 1978, the Circuit Court for Harford
12 County, sitting In Equity, declared null and void Council Bill No.
13 77-1 and further declared that the Bel Air Suburban Sewer Project
14 Nos. 6132, 6133, and 6134 should be assessed as a single project;
15 and

16 WHEREAS, Harford County, Maryland, in complying with the
17 mandate of the decision of the Circuit Court Judge for Harford
18 County, established a computation for an annual benefit assessment
19 for the total project cost of the Bel Air Suburban Sewer Project
20 which includes Sewer Project Nos. 6132, 6133, and 6134; and

21 WHEREAS, the County Council determined that the final
22 computations for the annual benefit assessment of the Bel Air
23 Suburban Sewer Project were calculated in accordance with the
24 requirements of the opinion of the Circuit Court for Harford
25 County and are equally and uniformly applied to all of the projects
26 included within the Bel Air Suburban Sewer Project, namely Project
27 Nos. 6132, 6133, and 6134; and

28 WHEREAS, under Bill No. 76-60 the Fairmont subdivision
29 of the Third Election District has been assessed a front foot
30 benefit assessment which was paid on July 1, 1976; and
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1 WHEREAS, the County Council found that to equally
2 assess all of the subdivisions noted within the above-mentioned
3 sewer projects an adjustment had to be made for those property
4 owners who have paid the front foot benefit assessment since July 1,
5 1976; and

6 WHEREAS, the accounts assessed in Sewer Project No. 6132
7 (Fairmont) were given credit, plus seven percent (7%) interest per
8 annum for any money paid for front foot benefit assessment from
9 the date of the original assessment, July 1, 1976 through
10 December 30, 1979. Monies previously paid, plus the seven percent
11 (7%) interest, have been credited to the annual sewer benefit
12 assessment; and

13 WHEREAS, the County determines that the individuals in
14 the Fairmont Subdivision No. 6132 are entitled to interest at the
15 rate of seven percent (7%) per annum on the monies in their
16 escrow account for the period January 1, 1980 through June 30,
17 1982; and

18 WHEREAS, the County now wishes to refund to certain
19 individuals in the Fairmont Subdivision No. 6132 the interest
20 that has accrued on their escrow monies from January 1, 1980
21 through June 30, 1982;

22 NOW, THEREFORE,
23 Section 1. *Be It Enacted By The County Council of Harford County,*
24 *Maryland,* that interest at the rate of seven percent (7%) per
25 annum from January 1, 1980 through June 30, 1982, be credited to
26 the money in the escrow account and, after deducting the amount of
27 the July 1, 1982 annual benefit assessment bill, be refunded to
28 the property owner.

29 Section 2. *And Be It Further Enacted,* that the benefit assessment
30 for 1982-1983 shall remain due as stated in the current billing
31 and shall not be affected by this act.
32

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1 Section 3. *And Be It Further Enacted*, that this Act is hereby
2 declared to be an Emergency Act, necessary to immediately refund
3 the interest that has accrued on the escrow accounts of the
4 property owners without waiting sixty (60) days and shall take
5 effect on the date it becomes law.

6 EFFECTIVE: September 23, 1982

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8 The Secretary of the Council does hereby
9 certify that fifteen (15) copies of this Bill
10 are immediately available for distribution to
11 the public and the press.

12 Angela Mardasinski, Secretary
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BY THE COUNCIL

Read the third time, BILL NO. 82-66

Passed LSD 82-30 (September 21, 1982)

Failed of Passage _____

By order

Angela Markowski, Secretary

Sealed with the County Seal and presented to the County Executive
 for his approval this 22nd day of September, 1982
 at 3:00 o'clock P.M.

Angela Markowski, Secretary

BY THE EXECUTIVE

APPROVED:

Thomas J. P. [Signature]
 County Executive
 Date Sept. 23, 1982

BY THE COUNCIL

This Bill (No. 82-66), having been approved by the Executive
 and returned to the Council, becomes law on September 23, 1982.

Angela Markowski, Secretary

Rec'd & Recorded 2-6-83 at 11:00 AM.
 Liber 9 Folio 43 & examined per
 H. Douglas Chilcoat, Clerk, Harford Co.

EFFECTIVE DATE: September 23, 1982